

MUR 6375

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COMMISSION

2010 OCT -8 PM
Caplin & Drysdale
OFFICE OF GENERAL COUNSEL

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October 4, 2010

VIA CERTIFIED MAIL

Christopher Hughey
Acting General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Dear Mr. Hughey:

My client, Friends of Jason Chaffetz ("the Committee"), received your letter dated September 21, 2010 indicating that a complaint was filed against "The Independence Caucus," an organization unaffiliated with the Committee.

The complaint listed many allegations that exclusively concern the operations of "The Independence Caucus," including late reports, inaccurate disclosure filings, and improper disclaimers. The Committee obviously has no responsibility for another separate entity's compliance with federal disclosure rules and these allegations cannot serve as the basis for a complaint against the Committee.

The complaint's sole accusation against the Committee is found in a conclusory, unsubstantiated, and untargeted paragraph:

Upon information and belief, violations are likely not just limited to the Independence Caucus, but include many of the committees of candidates who have been endorsed by and helped by the Independence Caucus, as likely, there has been a great deal of coordination.

Karen Hyer Complaint at 5. Thus, the complaint offers only this base and bizarre claim: the alleged trouble of "The Independence Caucus" must be imputed to every candidate endorsed by that entity because "as likely, there has been a great deal of coordination."

Like the complainant, the Committee is unaware of any "coordination" that could possibly give rise to a federal campaign-finance violation. The founders of "The Independence Caucus" were unpaid entry-level volunteers for the Committee during a past election cycle.

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And the Committee's personnel were not and have not been involved in the establishment and operation of "The Independence Caucus."

In sum, this nuisance complaint has failed to provide any "recitation of ... facts which describe a violation of a statute or regulation" by the Committee. 11 C.F.R. § 111.4(d). We respectfully request that the Commission both find "no reason to believe" the Committee violated federal law and dismiss the Committee as a respondent in this Matter.

Respectfully Submitted,



Matthew T. Sanderson

MTS

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OFFICE OF GENERAL
COUNSEL



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Washington, DC 20463

STATEMENT OF DESIGNATION OF COUNSEL
Please use one form for each Respondent/Entity/Treasurer.
FAX (202) 219-3823

MUR # 6375

NAME OF COUNSEL: Matthew Samerson

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TELEPHONE- OFFICE (202) 862-5000

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The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10/3/10
Date

Cone Chan
Respondent/Agent -Signature

Maximer
Title (Treasurer/Candidate/Owner)

NAMED RESPONDENT: Friends of Jason Chaffetz / Cone Chan

MAILING ADDRESS:
(Please Print)

ALPINE, UT 84004

TELEPHONE- HOME (

BUSINESS (801) 364-9300

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(1)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

Rev. 2010

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